

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 586 of 2004 (M/B)

Mohd. Gulfam Mansoori,
S/o Mohd. Usman Mansoori,
R/o Mugalpura, Kharikuan,
Hafiz Banne Ki Puliya,
P.S. Mugalpura, Moradabad. Petitioner

Versus

1. State of Uttaranchal,
Through Secretary, Transport.
2. The then Passenger Tax Superintendent,
RTO Check Post, Bhadra Kali,
P.S. Dalwala, Tehri,
District Tehri Garhwal,
As on 29.05.2004. Respondents

Mr. Shobhit Saharia, Advocate for the petitioner.
Mr. N.C. Gupta Standing Counsel for the State of Uttaranchal.

JUDGMENT

**Coram: Hon. Rajeev Gupta, C.J.
Hon. Prafulla C. Pant, J.**

RAJEEV GUPTA, C.J. (Oral)

Mr. Shobhit Saharia, Advocate for the petitioner.

Mr. N.C. Gupta, Standing Counsel for the respondents.

They are heard.

2. Petitioner Mohd. Gulfam Mansoori has filed this writ petition for the following reliefs:

“a) a writ or order in the nature of certiorari under Article 226 of the Constitution of India to quash the proceeding initiated on the basis of challan No. 061528 dated 29.05.2004.

b) any suitable order or direction which this Hon’ble Court may deem fit and proper in the facts and circumstances of the present case.

c) award the cost of the writ petition to the Petitioner.”

3. From the counter affidavit filed by the respondents, we gather that the petitioner’s driver Jaiveer, vide Annexure CA2, virtually

admitted his guilt and offered to pay fine to secure the release of the seized vehicle.

4. On due consideration of the submission of the learned counsel for the parties, we do not find any good ground for grant of any of the reliefs sought by the petitioner.

5. The writ petition, therefore, is liable to be dismissed and is, hereby, dismissed.

(Prafulla C. Pant, J.)

(Rajeev Gupta, C.J.)

25.04.2006

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